

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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CAGATAY CAKAN, )  
Petitioner, )  
JOSEPH D. McDONALD, Jr. Sheriff, Plymouth ) Civil Action No. 1:25-CV-11094-JEK  
County Correctional Facility, et al, )  
Respondents. )  
\_\_\_\_\_  
)

**PETITIONER'S RESPONSE TO RESPONDENT'S OPPOSITION TO WRIT OF  
HABEAS CORPUS PURSUANT TO 28 U.S.C § 2241**

**INTRODUCTION**

The Petitioner, Mr. Cagatay Cakan, is a native and citizen of Türkiye. He became a lawful permanent resident (“LPR”) on August 18, 2001 after being selected under the Diversity Visa Lottery Program. He was single at the time and eager to immigrate to the United States. After obtaining his LPR status, he traveled back to Türkiye where he fell in love with his wife. They were married in Türkiye on June 13, 2003. The plan was always to bring her to the United States and live the American dream. Unfortunately, at that time, because he was not yet a U.S. citizen and only a permanent resident, a petition for his wife would require a wait of approximately seven years. As they continued to wait, the couple’s first child arrived in February of 2006. Less than two years later in December of 2007, their second child arrived. Faced with the prospect of being separated from his wife and children, not to mention leaving her alone to raise the two infants, he wisely chose to stay with his young family. Eventually, their patience paid off and all three

obtained their lawful permanent resident status on August 25, 2015. Mr. Cakan and his young family have settled in the suburbs of Massachusetts. The children are both enrolled in school and continue to thrive academically. Mr. Cakan and his wife own a home in Medfield, Massachusetts and have been filing income tax returns as Massachusetts residents. Mr. Cakan has never been arrested, charged with or cited for any criminal violations. He is neither a flight risk nor a danger to the community because he has substantial ties to the community, including other relatives who have also settled in Massachusetts and, as indicated above, has no criminal history at all.

On April 9, 2025, however, everything came crashing down for Mr. Cakan and his family. As he was returning from a business trip and despite having temporary evidence of his lawful permanent resident status issued by the Department of Homeland Security on February 20, 2025 and having traveled multiple times with this evidence, he was unexpectedly detained by Customs and Border Protection (“CBP”) agents and subsequently moved to Plymouth County Correctional Facility in Plymouth, Massachusetts. He has remained in the custody of Immigration and Customs Enforcement (“ICE”) since that day without being able to contest his unreasonable detention.

## ARGUMENT

### **A. There Have Been Multiple Notices to Appear Issued But Currently No Allegation of Abandonment Has Been Made.**

DHS argues that Mr. Cakan is subject to detention because he is arriving alien who does not have a valid visa or evidence of permanent residence. Presumably, this is because of allegation that he had abandoned his permanent resident status.

By counsel’s count, there have been at least four Notices to Appear (“NTA”) issued by the Department of Homeland Security. The first NTA apparently was issued on December 23, 2020

and superseded by a second one dated December 28, 2020. See Exhibit A. Neither Notice to Appear was filed with the Immigration Court and the removal proceedings were dismissed by the Immigration Judge for lack of prosecution. The stamp that appears on the first page of the NTA is evidence that Mr. Cakan attended the hearing but was told that the immigration judge was dismissing the proceedings. The stamp was placed by the immigration court staff, which is evidence that Mr. Cakan was present but the government was not. A third NTA was again apparently issued on August 18, 2024 but was superseded by yet a fourth NTA dated October 31, 2024. See Exhibit B.

While it is not unusual for DHS to withdraw NTAs or issued superseding ones, it is notable that the second NTA issued in December of 2020, the one where the removal proceedings were dismissed for lack of prosecution, contains two explicit written allegations that say,

4. You have failed to establish and maintain permanent domicile to the United States;
5. On or about January 10, 2007 you departed the United States. You then were absent for a period exceeding eight years without permission from the Department of Homeland Security or the United States Government;

Significantly, the one Notice to Appear that counts, the one dated October 31, 2024 which is the one under which he is currently in removal proceedings, and which superseded another Notice to Appear dated August 18, 2024, is missing the one element that makes the bulk of Respondent's argument in its opposition to Mr. Cakan's petition for a writ of habeas corpus. This NTA simply alleges that, "3. You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Immigration and Nationality Act." It does not in any way allege that Mr. Cakan has abandoned his permanent resident status, which is what the government has based its argument against Mr. Cakan's release. Not only does this error undermine Mr. Cakan's removal proceedings in

immigration court, but it also undermines the government's argument that he is properly being detained and that his detention is justified and does not violate his constitutional rights because his detention is obviously based on a flawed premise. If Mr. Cakan is being held in detention based on a faulty NTA, his constitutional rights are most certainly being violated and this Court has a duty to intervene and right this wrong.

The government argues at great length that this Court has no say in the removal proceedings and that his continued detention is not illegal, but the fact is that Mr. Cakan has conclusive evidence that he is and has been a lawful permanent resident until an immigration judge determines otherwise. His most recent temporary evidence of permanent residence was provided by the Department of Homeland Security on February 20, 2025 and it contains an annotation indicating that it is a "Temp I-551 Document [Green Card] Serves to facilitate work and travel." See Exhibit C. Prior to the issuance of the most recent temporary evidence of LPR status, there were at least two other times DHS provided him with such proof. A simple reading of the annotation on the back of the card would lead anyone to believe that the words "facilitate work and travel" mean travel to the United States without being detained at the airport and sent off to a county jail.

Mr. Cakan has made a colorable claim to LPR status, the burden is now on DHS to prove by clear, unequivocal and convincing evidence that LPR status has changed or been abandoned.

*Matadin v. Mukasey*, 546 F.3d 85 (2d Cir. 2008).

"And a lawful permanent resident 'seeking readmission after a temporary absence of less than 1 year,' may present a 'valid, unexpired Form I-551, Permanent Resident Card' in lieu of a visa. 8 C.F.R. § 211.1(a)(2). If a lawful permanent resident has remained abroad for a longer period, however, she may still be admitted without entry documents if she qualifies as a returning resident, i.e., 'a lawful permanent resident returning from a temporary visit abroad.' 8 U.S.C. § 1181(b); 8 U.S.C. § 1101(a)(27)(A). *Id* at 90.

On April 9, 2025 Mr. Cakan had in his possession a “valid, unexpired Form I-551” issued by DHS on February 20, 2025 and was returning from a trip abroad of less than one year. It is worth noting again that the Notice to Appear, which forms the basis of his removal proceedings, does not allege that he has abandoned his permanent resident status only that he was not in possession of a valid document. But that allegation is squarely contradicted by the fact that DHS issued him a valid document less than two months before. Assistant Field Office Director (“AFOD”) Keith M. Chan admitted as much in his Declaration attached to the government’s opposition. On Page 5 of the declaration, AFOD Chan declared under the pains and penalties of perjury that “the Petitioner presented himself as a LPR with an unexpired Turkish passport, *an unexpired Form I-551*, Permanent Resident Card, and an expired Form I-327,<sup>1</sup> Permit to Reenter the United States.” This is a direct contradiction to the allegation being made in the Notice to Appear.

**B. Mr. Cakan is a Returning Resident and His Detention is Not Mandatory as Well as a Violation of Due Process and the Fifth Amendment.**

Despite the government’s contention that applicants for admission to the United States have limited due process rights, lawful permanent residents are accorded full constitutional rights as to their admission. “When a permanent resident alien’s substantial interest in remaining in this country is at stake, the Due Process Clause forbids the Government to stack the deck in this fashion. Only a compelling need for truly summary action could justify this one-sided proceeding.

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<sup>1</sup> The fact that Mr. Cakan had in his possession an expired Form I-327 is irrelevant to this discussion because that document was issued to him in 2018 and expired on March 28, 2020. He was not in any way presenting it to enter the United States because, as explained above, he had in his possession an unexpired Form I-551 issued by DHS.

In fact, the Government's haste in proceeding against Placencia could be explained only by its desire to avoid the minimal administrative and financial burden of providing her adequate notice and an opportunity to prepare for the hearing." *Landon v. Plasencia*, 459 U.S. 21, 41 (1982). In other words, the government cannot detain Mr. Cakan without allowing him to challenge his detention by simply invoking the arriving alien definition or claiming without evidence that he has abandoned his permanent resident status while at the same time providing him with evidence of permanent residence on at least three occasions.

"It is well established that if an alien is a lawful permanent resident of the United States and remains physically present there, he is a person within the protection of the Fifth Amendment. He may not be deprived of his life, liberty or property without due process of law." *Kwong Hai Chew v. Colding*, 344 U.S. 590, 596 (1953). In the instant case, Mr. Cakan has established himself as a member of the community in Massachusetts, has two LPR children and an LPR wife, owns a home and a car, pays taxes, etc. See Exhibit D. It is unconscionable to label him as an arriving alien and deprive him of his right to be free and in the company of his family. He is the exact opposite of a recent arrival with no ties to this country.

There is no question that Mr. Cakan's due process rights have been violated. Another session of this Court has spoken clearly and forcefully on the issue. In *Pensamiento v. McDonald*, 315 F. Supp.3d 684 (2018), albeit in the context of bond hearings, the Court said, "Pensamiento argues that the standard of proof in bond hearings under § 1226(a) must be clear and convincing evidence to provide due process." The Court continued, "In cases where a non-criminal alien's liberty may be taken away, due process requires that the government prove that detention is necessary. See *Foucha*, 504 U.S. at 81-82, 112 S.Ct. 1780; *Addington*, 441 U.S. at 427, 99 S.Ct. at 1804." *Id* at 692. Mr. Cakan is a non-criminal lawful permanent resident whose detention is

wholly unnecessary. He has a vested constitutional right to be free as a well-established member of the community with an excellent prospect of succeeding on his challenge to the NTA issued against him, which does not even allege that he has abandoned his lawful permanent status. Mr. Cakan's ties to the community far exceed those of the noncitizens in the cases cited by the government.

**C. This Court Has Jurisdiction to Hear Mr. Cakan's Petition for a Writ of Habeas Corpus.**

The government argues that this Court lacks jurisdiction to decide Mr. Cakan's challenge to his detention and suggests that the proper avenue is for him to go through the administrative process first all the way from the immigration court to the Board of Immigration Appeals and then the First Circuit Court of Appeals. That process could conceivably take years and it would be wholly inefficient as well as cruel.

In a recent and well-publicized case, the U.S. District Court for the District of Massachusetts has said that District Courts retain jurisdiction when there is a violation of the Constitution. The Court said,

“...pursuant to [28 U.S.C. § 2241](#), which provides in relevant part that “[w]rits of habeas corpus may be granted by ... the district courts within their respective jurisdictions” when a petitioner “is in custody in violation of the Constitution or laws or treaties of the United States.” [28 U.S.C. § 2241](#). “Aliens in custody of federal immigration officials have traditionally been able to obtain review of immigration decisions by petitioning for a writ of habeas corpus under what is now [§ 2241](#).” [Goncalves v. Reno](#), [144 F.3d 110, 120, 133 \(1st Cir. 1998\)](#) (concluding that habeas jurisdiction permits a district court to review at least “pure issues of law concerning the applicability of statutory provisions” to immigration decisions); see [Raspoutny v. Decker](#), [708 F. Supp. 3d 371, 379 \(S.D.N.Y. 2023\)](#) (stating that “Section 2241 permits a federal court to review ‘purely legal statutory and constitutional claims’ regarding immigration proceedings, but jurisdiction ‘does not extend to review of discretionary determinations by the IJ and the BIA’ ”) (quoting [Sol v. I.N.S.](#), [274 F.3d 648, 651 \(2d Cir. 2001\)](#)). [Section 2241](#) is also the proper vehicle for petitioners challenging their detention by immigration officials pending a decision in immigration matters. [Aguilar v. U.S. Immigr. & Customs Enft Div. of Dep't of Homeland Sec.](#), [510 F.3d 1, 11 \(1st Cir. 2007\)](#) (noting that “[d]istrict courts retain

jurisdiction over challenges to the legality of detention in the immigration context” (citing *Hernández v. Gonzales*, 424 F.3d 42, 42 (1st Cir. 2005)); *Pensamiento v. McDonald*, 315 F. Supp. 3d 684, 688 (D. Mass. 2018) (observing that “[d]espite ... jurisdiction-stripping provisions, the district court may still review habeas challenges to unlawful immigration detention” (citing *Aguilar*, 510 F.3d at 11)). Accordingly, the Petition, filed under § 2241, is the correct vehicle for [Petitioner] to pursue her challenge to her arrest and detention upon the revocation of her student visa pending removal proceedings.” *Ozturk v. Trump*, --- F.Supp.3d ---- (2025); 2025 WL 1009445.

As it stands now, Mr. Cakan has been inexplicably and unlawfully detained for one month. He is a family man who owns a home in Medfield, owns two cars, and has a wife and two children waiting for him. Because of his detention, his business is suffering and is on the brink of disaster because invoices are not being sent, staff are not sure whether they will have a job in the future and, quite frankly, his entire world has been turned upside down. None of this had to happen were it not for the arbitrary actions of DHS.

### **CONCLUSION**

For these reasons, Petitioner asserts that his detention is unlawful and violates the Constitution. This Court has jurisdiction to consider his challenge to the applicability of Section 1225(b)(2). More specifically, the government has not demonstrated by clear and convincing evidence that Mr. Cakan has abandoned his LPR status. In fact, the government is not even alleging that in the latest iteration of the Notice to Appear that they are relying on and which forms the basis of their argument for continued detention. They only argue that he was not in possession of a valid document. They alleged that in a previous Notice to Appear and they chose not to pursue that allegation in 2020, resulting in the immigration judge dismissing their case against Mr. Cakan for lack of prosecution. The government appears to be attempting to resurrect that allegation by

referencing it only peripherally but never making part of the formal allegations. Because of these reasons, the Court should grant his request to issue a writ of habeas corpus.

Respectfully submitted,  
Cagatay Cakan,  
By his attorney.

Dated: May 6, 2025

/s/ Carlos E. Estrada

Carlos E. Estrada  
Attorney for Petitioner  
480 William F. McClellan Hwy., Suite 203C  
East Boston, MA 02128  
[cestradaesq@gmail.com](mailto:cestradaesq@gmail.com)

**CERTIFICATE OF SERVICE**

I, Carlos E. Estrada, attorney for the Petitioner, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

Dated: May 6, 2025

/s/ Carlos E Estrada

Carlos E. Estrada

# EXHIBIT

A

**DEPARTMENT OF HOMELAND SECURITY  
NOTICE TO APPEAR**

In removal proceedings under section 240 of the Immigration and Nationality Act:

Event No: LGN2112000067

Subject ID : 187050000 FIN #: 1191872186

SIGMA Event: 35721328 DOB: 11/05/1973

In the Matter of: CAKAN, CAGATAY

File No: 047968558

Respondent: CAKAN, Cagatay

currently residing at:

63 PINE ST, MEDFIELD, MASSACHUSETTS 02052, UNITED STATES OF AMERICA

571-357-8565

(Number, street, city, state and ZIP code)

(Area code and phone number)

- You are an arriving alien.
- You are an alien present in the United States who has not been admitted or paroled.
- You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that you:

See Continuation Page Made a Part Hereof

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

See Continuation Page Made a Part Hereof

- This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.
- Section 235(b)(1) order was vacated pursuant to:  8CFR 208.30  8CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

15 New Sudbury St ROOM 320,  
Boston, MA, US 02203; Room 320

(Complete Address of Immigration Court, including Room Number, if any)

on January 26, 2021 at 01:30 PM to show why you should not be removed from the United States based on the  
(Date) (Time)

charge(s) set forth above. SPINOS, CAR 19353

CB POFFICER

(Signature and Title of Iss)

Date: December 28, 2020

BOSTON, MASSACHUSETTS

(City and State)

This Notice to Appear supersedes the Notice to Appear issued on December 23, 2020

Digital Signature

**Notice to Respondent**

**Warning:** Any statement you make may be used against you in removal proceedings.

**Alien Registration:** This copy of the Notice to Appear served upon you is evidence of your alien registration while you are in removal proceedings. You are required to carry it with you at all times.

**Representation:** If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

**Conduct of the hearing:** At the time of your hearing, you should bring with you any affidavits or other documents that you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing. At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear, including that you are inadmissible or removable. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the immigration judge. You will be advised by the immigration judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of voluntary departure. You will be given a reasonable opportunity to make any such application to the immigration judge.

**One-Year Asylum Application Deadline:** If you believe you may be eligible for asylum, you must file a Form 1-589, Application for Asylum and for Withholding of Removal. The Form 1-589, Instructions, and information on where to file the Form can be found at [www.uscis.gov/i-589](http://www.uscis.gov/i-589). Failure to file the Form 1-589 within one year of arrival may bar you from eligibility to apply for asylum pursuant to section 208(a)(2)(B) of the Immigration and Nationality Act.

**Failure to appear:** You are required to provide the Department of Homeland Security (DHS), in writing, with your full mailing address and telephone number. You must notify the Immigration Court and the DHS immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the DHS.

**Mandatory Duty to Surrender for Removal:** If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at <http://www.ice.dhs.gov/contact/ero>, as directed by the DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after your departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act.

**U.S. Citizenship Claims:** If you believe you are a United States citizen, please advise the DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.

**Sensitive locations:** To the extent that an enforcement action leading to a removal proceeding was taken against Respondent at a location described in 8 U.S.C. § 1229(e)(1), such action complied with 8 U.S.C. § 1367.

**Request for Prompt Hearing**

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office for Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before:

(Signature of Respondent) (Sign in ink)

Date: December 28, 2020

(Signature and Title of Immigration Officer) (Sign in ink)

**Certificate of Service**

This Notice To Appear was served on the respondent by me on December 28, 2020, in the following manner and in compliance with section 239(a)(1) of the Act.

- in person     by certified mail, returned receipt # \_\_\_\_\_ requested     by regular mail  
 Attached is a credible fear worksheet.  
 Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the ENGLISH language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

SPINOS, CAR19353  
CBP OFFICER

(Signature of Respondent if Personally Served) (Sign in ink)

(Signature and Title of officer) (Sign in ink)

U.S. Department of Homeland Security

Continuation Page for Form I862

Alien's Name CAKAN, CAGATAY	File Number A-047-968-558 SIGMA Event: 35721328 Event No: LGN2112000067	Date December 28, 2020
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## THE SERVICE ALLEGES THAT YOU:

- =====
1. You are not a citizen or national of the United States;
  2. You are a native of Turkey and a citizen of Turkey;
  3. You were, on September 18, 2001 accorded lawful permanent resident status to the United States;
  4. You have failed to establish and maintain permanent domicile to the United States;
  5. On or about January 10, 2007 you departed the United States. You then were absent for a period exceeding eight years without permission from the Department of Homeland Security or the United States Government;
  6. On or about August 25, 2015 you applied for a tourist visa at the U.S Consulate in Istanbul, Turkey.
  7. On your tourist visa application you indicated "No" to the question, "Have you ever been in the U.S?"
  8. On your tourist visa application you indicated your country of residence as Turkey;
  9. You then presented that tourist visa to U.S Customs and Border Protection on your following three entries into the United States;
  10. You presented a United Arab Emirates Residence permit during your inspection and admitted to living in the United Arab Emirates;
  11. On or about December 23, 2020 you arrived into the United States at Boston Logan International Airport in Boston, Massachusetts and applied for admission as a lawful permanent resident.

## ON THE BASIS OF THE FOREGOING, IT IS CHARGED THAT YOU ARE SUBJECT TO REMOVAL FROM THE UNITED STATES PURSUANT TO THE FOLLOWING PROVISION(S) OF LAW:

=====

212(a)(7)(A)(i) of the Immigration and Nationality Act (Act), as amended, as an immigrant who, at the time of application for admission, is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality as required under the regulations issued by the Attorney General under section 211(a) of the Act.

Signature 	Title SPINOS, CAR19353
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Digitally Acquired Signatures

4 of 4 Pages

# EXHIBIT

B

**DEPARTMENT OF HOMELAND SECURITY  
NOTICE TO APPEAR**

DOB: 11/05/1973

Event No: LGN2112000067

**In removal proceedings under section 240 of the Immigration and Nationality Act:**

Subject ID: 369552689

PINS: 1191872186

File No: 047 968 558

**In the Matter of:**Respondent: CAGATAY CARAN

currently residing at:

63 PINE ST MEDFIELD, MASSACHUSETTS, 02052

(571) 357-8565

(Number, street, city, state and ZIP code)

(Area code and phone number)

- You are an arriving alien.  
 You are an alien present in the United States who has not been admitted or paroled.  
 You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that you:

1. You are not a citizen or national of the United States;
2. You are a native of TURKIYE and a citizen of TURKIYE;
3. You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Immigration and Nationality Act.

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

See Continuation Page Made a Part Hereof

- This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.  
 Section 235(b)(1) order was vacated pursuant to:  8CFR 208.30  8CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

15 NEW SUDSBURY ST RM 320 BOSTON MA 022030002. BOSTON, MASSACHUSETTS

(Complete Address of Immigration Court, including Room Number, if any)

on January 2, 2025 at 9:00 AM to show why you should not be removed from the United States based on the  
(Date) (Time)

charge(s) set forth above.

B. 7355 MILANO - SDDO

(Signature and Title of Issuing Officer)

Date: October 31, 2024Burlington MA

(City and State)

This Notice to Appear Supersedes the Notice to Appear issued on August 18, 2024.

18

(                      v a        me) Base City: CHE  
**Notice to Respondent**

**Warning:** Any statement you make may be used against you in removal proceedings.

**Alien Registration:** This copy of the Notice to Appear served upon you is evidence of your alien registration while you are in removal proceedings. You are required to carry it with you at all times.

**Representation:** If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

**Conduct of the hearing:** At the time of your hearing, you should bring with you any affidavits or other documents that you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing. At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear, including that you are inadmissible or removable. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the immigration judge. You will be advised by the immigration judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of voluntary departure. You will be given a reasonable opportunity to make any such application to the immigration judge.

**One-Year Asylum Application Deadline:** If you believe you may be eligible for asylum, you must file a Form I-589, Application for Asylum and for Withholding of Removal. The Form I-589, Instructions, and information on where to file the Form can be found at [www.uscis.gov/i-589](http://www.uscis.gov/i-589). Failure to file the Form I-589 within one year of arrival may bar you from eligibility to apply for asylum pursuant to section 208(a)(2)(B) of the Immigration and Nationality Act.

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**Mandatory Duty to Surrender for Removal:** If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at <http://www.ice.gov/contact/ero>, as directed by the DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after your departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act.

**U.S. Citizenship Claims:** If you believe you are a United States citizen, please advise the DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.

**Sensitive locations:** To the extent that an enforcement action leading to a removal proceeding was taken against Respondent at a location described in 8 U.S.C. § 1229(e)(1), such action complied with 8 U.S.C. § 1367.

Upon information and belief, the language that the alien understands is TURKISH

#### Request for Prompt Hearing

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office for Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before: \_\_\_\_\_

(Signature of Respondent)

Date: \_\_\_\_\_

(Signature and Title of Immigration Officer)

#### Certificate of Service

This Notice To Appear was served on the respondent by me on October 31, 2024, in the following manner and in compliance with section 239(a)(1) of the Act.

- in person     by certified mail, returned receipt # \_\_\_\_\_ requested     by regular mail  
 Attached is a credible fear worksheet.  
 Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the \_\_\_\_\_ language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

R+9624 ST. PIERRE - Deportation Officer

(Signature and Title of officer)

(Signature of Respondent if Personally Served)

U.S. Department of Homeland Security

Continuation Page for Form I-862

Alien's Name <b>CAKAN, CAGATAY</b>	File Number 047 968 558	Date 10/31/2024
Event No: LGN2112000067		

ON THE BASIS OF THE FOREGOING, IT IS CHARGED THAT YOU ARE SUBJECT TO REMOVAL FROM THE UNITED STATES PURSUANT TO THE FOLLOWING PROVISION(S) OF LAW:

**212(a)(7)(A)(i)(I) of the Immigration and Nationality Act (Act), as amended, as an immigrant who, at the time of application for admission, is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality as required under the regulations issued by the Attorney General under section 211(a) of the Act.**

Signature  B. 7355 MILANO	Title  SDDO
---------------------------------	-------------------

4 of 4 Pages

20

# EXHIBIT

C

I-551  
Rev 10-15-14

56220101



33

If found, drop in any US Mailbox. USPS: Mail to USCIS, 7 Product Way, Lees Summit, MO 64002

C1USA0479685586I0E0715295637<<  
7311051M2712099TUR<<<<<<<<<<5  
CAKAN<<CAGATAY<<<<<<<<<<<<



		OMB No. 1651-0111  <b>Upon endorsement, serves as temporary I-551 evidencing permanent residency.</b> 	
		<b>Issue Date</b> <u>Feb 20, 2025</u>	C
		<b>Port/Officer</b> <u>BOS - 2688</u>	B
		<b>EMPLOYMENT AUTHORIZED</b> <b>Valid Until</b> <u>Feb 19, 2026</u>	
		<u>C04046</u>	
1. Family Name	2. First (Given) Name		
<b>CAKAN</b>	<b>CAGATAY</b>		
3. Birth Date (DD/MM/YY)	4. Country of Citizenship		
<b>05/11/73</b>	<b>TURKEY</b>		
5. Sex (Male or Female)	6. Passport Issue Date (DD/MM/YY)		
<b>MALE</b>	<b>02/09/20</b>		
7. Passport Expiration Date (DD/MM/YY)	8. Passport Number		
<b>02/09/30</b>	<b>U23539190</b>		
9. Airline and Flight Number	10. Country Where You Live		
<b>-</b>	<b>USA</b>		
11. Country Where You Boarded	12. City Where Visa Was Issued		
<b>-</b>	<b>-</b>		
13. Date Issued (DD/MM/YY)	14. Address While in the United States (Number and Street)		
<b>-</b>	<b>12 BRASTOW DR</b>		
15. City and State	16. Telephone Number in the U.S. Where You Can be Reached		
<b>MEDFIELD MA 02052</b>	<b>[Redacted]</b>		
17. Email Address	<b>[Redacted]</b>		

22. Occupation	23. Waivers
24. CIS A Number <b>A- 047 968 558</b>	25. CIS FCO <b>BOS</b>
26. Petition Number	27. Program Number
28. <input type="checkbox"/> Bond	29. <input type="checkbox"/> Prospective Student

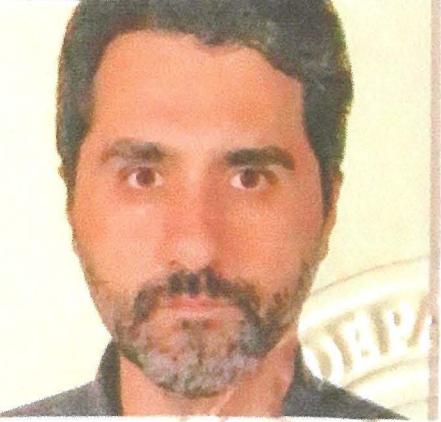
30. Itinerary/Comments

**Temp I-551**  
**Document serves to facilitate**  
**WORK & TRAVEL**

31. TWOV Ticket Number

--	--	--	--	--	--	--	--	--	--	--

**Paperwork Reduction Act Statement:** An agency may not conduct or sponsor an information collection and a person is not required to respond to this information unless it displays a current valid OMB control number. The control number for this collection is 1651-0111. The estimated average time to complete this application is 8 minutes per respondent. If you have any comments regarding the burden estimate you can write to U.S. Customs and Border Protection, Asset Management, 1300 Pennsylvania Avenue, NW, Washington DC 20229

		27	<small>Upon endorsement, serves as temporary I-551 evidencing permanent residency.</small> <small>OMB No. 1651-0111</small>	
			Issue Date	<b>Nov 15, 2023</b>
			Port/Officer	<b>BOS-2454</b>
			<b>EMPLOYMENT AUTHORIZED</b>	
			Valid Until	<b>Nov 14, 2024</b>
			<b>C04046</b>	
1. Family Name <b>CAKAN</b>		3. Birth Date (DD/MM/YY) <b>05 11 73</b>		
2. First (Given) Name <b>CAGATAY</b>		5. Sex (Male or Female) <b>MALE</b>		
4. Country of Citizenship <b>TURKEY</b>		7. Passport Expiration Date (DD/MM/YY) <b>02 09 30</b>		
6. Passport Issue Date (DD/MM/YY) <b>02 09 20</b>		9. Airline and Flight Number <b>—</b>		
8. Passport Number <b>U23539190</b>		11. Country Where You Boarded <b>—</b>		
10. Country Where You Live <b>USA</b>		12. City Where Visa Was Issued <b>—</b>		13. Date Issued (DD/MM/YY) <b>—</b>
14. Address While in the United States (Number and Street) <b>12 BIBASTOW DR</b>				
15. City and State <b>MEDFIELD MA 02052</b>				
16. Telephone Number in the U.S. Where You Can be Reached <b>—</b>				
17. Email Address <b>—</b>				

CBP Form I-94 (05/08)

22. Occupation

23. Waivers

24. CIS A Number

A- 047 968 558

25. CIS FCO

BOS

26. Petition Number

27. Program Number

28.  Bond29.  Prospective Student

30. Itinerary/Comments

Temp I-551

~~Document serves to facilitate~~  
 WORK & TRAVEL

31. TWOV Ticket Number

--	--	--	--	--	--	--	--	--	--	--

**Paperwork Reduction Act Statement:** An agency may not conduct or sponsor an information collection and a person is not required to respond to this information unless it displays a current valid OMB control number. The control number for this collection is 1651-0111. The estimated average time to complete this application is 8 minutes per respondent. If you have any comments regarding the burden estimate you can write to U.S. Customs and Border Protection, Asset Management, 1300 Pennsylvania Avenue, NW, Washington DC 20229

		OMB No. 1651-0111 Upon endorsement, serves as temporary I-551 evidencing permanent residency.	
		U S D H S	Issue Date <u>Dec 1, 2022</u> Port/Officer <u>BOS - 2454</u> EMPLOYMENT AUTHORIZED Valid Until <u>Nov 30, 2023</u> <u>CBP4046</u>
1. Family Name <b>CAKAN</b>		2. First (Given) Name <b>CAGATAY</b>	
3. Birth Date (DD/MM/YY) <b>05 11 73</b>		4. Country of Citizenship <b>TURKEY</b>	
5. Sex (Male or Female) <b>MALE</b>		6. Passport Issue Date (DD/MM/YY) <b>02 09 20</b>	
7. Passport Expiration Date (DD/MM/YY) <b>02 09 30</b>		8. Passport Number <b>U23539190</b>	
9. Airline and Flight Number <u>—</u>		10. Country Where You Live <u>—</u>	
11. Country Where You Boarded <u>—</u>		12. City Where Visa Was Issued <u>—</u>	
13. Date Issued (DD/MM/YY) <u>—</u>		14. Address While in the United States (Number and Street) <b>12 BRASTOW DR</b>	
15. City and State <b>MEDFIELD MA 02052</b>		16. Telephone Number in the U.S. Where You Can be Reached <u>—</u>	
17. Email Address <u>—</u>			

CBP Form I-94 (05/08)

22. Occupation	23. Waivers
24. CIS A Number <b>A- 047 968 558</b>	25. CIS FCO <b>BOS</b>
26. Petition Number	27. Program Number
28. <input type="checkbox"/> Bond	29. <input type="checkbox"/> Prospective Student

30. Itinerary/Comments

**Temp I-551****Document serves to facilitate****WORK & TRAVEL**

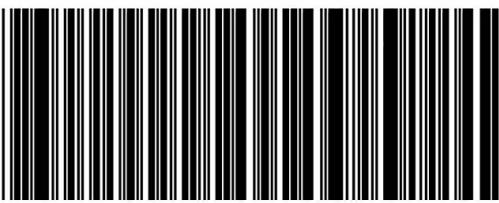
31. TWOV Ticket Number

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**Paperwork Reduction Act Statement:** An agency may not conduct or sponsor an information collection and a person is not required to respond to this information unless it displays a current valid OMB control number. The control number for this collection is 1651-0111. The estimated average time to complete this application is 8 minutes per respondent. If you have any comments regarding the burden estimate you can write to U.S. Customs and Border Protection, Asset Management, 1300 Pennsylvania Avenue, NW, Washington DC 20229

# EXHIBIT

D


**2024 Form 1**

MA24001011022

**Massachusetts Resident Income Tax Return**
**FOR FULL YEAR RESIDENTS ONLY**

For the year January 1–December 31, 2024 or other taxable

Year beginning Ending

CAGATAY  
MELIKECAKAN  
CAKAN

MED FTE LTD

MA 02052

Fill in if:      Amended return      Other jurisdiction change Enter date of change  
 Federal amendment      Amended return due to IRS BBA Partnership Audit

**State Election Campaign Fund:**

Fill in if veteran of Operations Enduring Freedom, Iraqi Freedom, Noble Eagle or Sinai Peninsula

Taxpayer deceased

Fill in if under age 18

Fill in if name change

a. Total federal income	157098
b. Federal adjusted gross income	157098

\$1 You      \$1 Spouse TOTAL

You      Spouse

You      Spouse

You      Spouse

You      Spouse

Fill in if noncustodial parent

Fill in if you are a custodial parent who has released claim to exemption for child(ren)

Fill in if filing Schedule TDS

Fill in if filing Schedule FCI

Fill in if reporting crypto currency

**1. Filing status (select one only):**

Fill in if not using same filing status on the federal return

Single

 Married filing jointly

Head of household

Married filing separate return NRA

Fill in if joint filing exemption for spouse with Massachusetts gross income under \$8,000

**2. Exemptions**

a. Personal exemptions		2a	8800
b. Number of dependents. (Do not include yourself or your spouse.) Enter number	2	x \$1,000 =2b	2000
c. Age 65 or over before 2025	You +	x \$700 =2c	
d. Blindness	Spouse =	x \$2,200 =2d	
e. Medical/dental		2e	1571
f. Adoption		2f	
g. Total exemptions. Add items 2a through 2f. Enter here and on line 18		2g	12371

SIGN HERE. Under penalties of perjury, I declare that to the best of my knowledge and belief this return and enclosures are true, correct and complete.

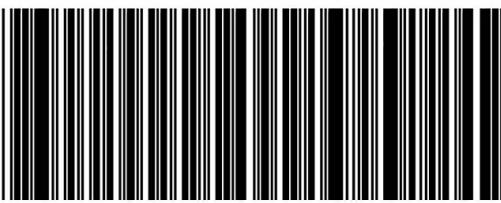
Your signature      Date      Spouse's signature

Date

@GMAIL.COM

781-

PRIVACY ACT NOTICE AVAILABLE UPON REQUEST

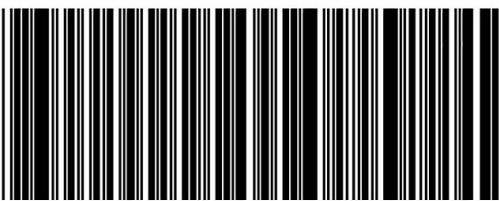


2024 Form 1, pg. 2

MA24001021022

## Massachusetts Resident Income Tax Return

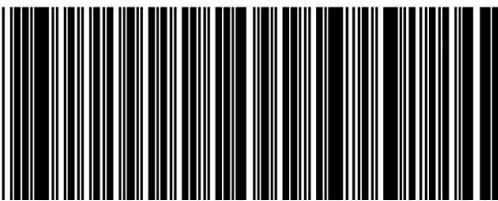
**BE SURE TO INCLUDE THIS PAGE WITH FORM 1. PAGE 1**


**2024 Form 1, pg. 3**

MA24001031022

Massachusetts Resident Income Tax Return

<b>24. TAX ON LONG-TERM CAPITAL GAINS.</b> Not less than "0." Fill in if filing Schedule D-IS Fill in if any excess exemptions were used in calculating lines 20, 23 or 24	<b>24</b>
<b>25. Credit recapture amount (from Credit Recapture Schedule)</b>	<b>25</b>
<b>26. Additional tax on installment sale</b>	<b>26</b>
<b>27. If you qualify for No Tax Status, fill in and enter "0" on line 28</b>	
<b>28. TOTAL INCOME TAX.</b>	
a. Income tax. Add lines 22 through 26	28a
b. 4% Surtax. (from Schedule 4% Surtax, line 7)	28b
c. Total tax. Add lines 28a and 28b	28
	<b>7386</b>
	0
	<b>7386</b>
<b>29. Limited Income Credit</b>	<b>29</b>
<b>30. Income tax due to another state or jurisdiction</b>	<b>30</b>
<b>31. Other credits from Credit Manager Schedule</b>	<b>31</b>
<b>32. INCOME TAX AFTER CREDITS.</b> Subtract the total of lines 29 through 31 from line 28. Not less than "0"	<b>32</b>
	<b>7386</b>
<b>33. Voluntary Contributions</b>	
a. Endangered Wildlife Conservation	33a
b. Organ Transplant Fund	33b
c. Massachusetts Public Health HIV and Hepatitis Fund	33c
d. Massachusetts U.S. Olympic Fund	33d
e. Massachusetts Military Family Relief Fund	33e
f. Homeless Animal Prevention and Care	33f
Total. Add lines 33a through 33f	33
	0
<b>34. Use tax due on Internet, mail order and other out-of-state purchases</b>	<b>34</b>
<b>35. Health care penalty a. You + b. Spouse</b>	<b>35</b>
<b>36. Amended return only.</b> Overpayment from original return	<b>36</b>
<b>37. INCOME TAX AFTER CREDITS PLUS CONTRIBUTIONS AND USE TAX.</b> Add lines 32 through 36	<b>37</b>
	<b>7386</b>
<b>38. a. Massachusetts income tax withheld from Form(s) W-2</b>	38a
b. Massachusetts income tax withheld from Form(s) 1099	38b
c. Massachusetts income tax withheld from other forms	38c
Total. Add lines 38a through 38c	38



2024 Form 1, pg. 4

MA24001041022

## Massachusetts Resident Income Tax Return

39.	2023 overpayment applied to your 2024 estimated tax	39
40.	2024 Massachusetts estimated tax payments	40
41.	Payments made with extension	41
42.	<b>Amended return only.</b> Payments made with original return. Not less than "0"	42
43.	Earned Income Credit. a. Number of qualifying children                    b. Amount from U.S. return	x .40 =43
	Note: You cannot claim the Earned Income Credit if your filing status is married filing separately unless you qualify for an exception (see instructions). Fill in if you qualify for this exception	
44.	Senior Circuit Breaker Credit	44
45.	Reserved for future use	45
46.	Child and Family Tax Credit	
	a.	
47.	Other Refundable Credits	x \$440 =47
48.	<b>Total Refundable Credits.</b> Add lines 43 through 47	48
49.	Excess Paid Family Leave Withholding	49
50.	<b>TOTAL</b> Add lines 38 through 42 and lines 48 and 49	50
51.	<b>Overpayment.</b> Subtract line 37 from line 50	51
52.	<b>Amount of overpayment you want applied to your 2025 estimated tax</b>	52
53.	<b>Refund.</b> Subtract line 52 from line 51. Mail to: Massachusetts DOR, PO Box 7000, Boston, MA 02204	53

54. Tax due. Pay online at [www.mass.gov/dor/payonline](http://www.mass.gov/dor/payonline). Mail to: Mass. DOR, PO Box 7003, Boston, MA 02204  
Interest \_\_\_\_\_ Penalty \_\_\_\_\_ M-2210 amt. **334** 54 EX enclose 7386

May the Department of Revenue discuss this return with the preparer shown here?

x

I do not want preparer to file my return electronically

(this may delay your refund)

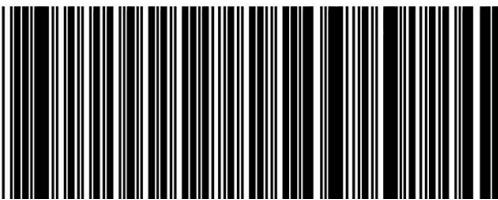
Print paid preparer's name  
**NAJMEH TORABI**

Date **03132025** Check if self-employed

Paid preparer's signature  
**NAJMEH TORABI**

Paid preparer's phone  
**816-504-1665**

**BE SURE TO INCLUDE THIS PAGE WITH FORM 1, PAGE 1**



**2024 Schedule B**  
MA24010011022

CAGATAY

CAKAN

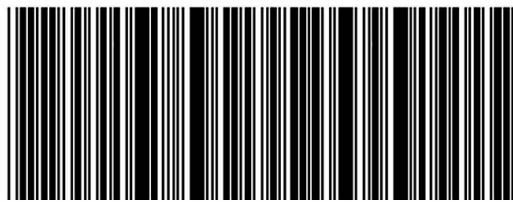
227-91-6891

**Part 1. Interest and Dividend Income**

1. Total interest income	1	11
2. Total ordinary dividends	2	
3. Other interest and dividends not included above	3	
4. Total interest and dividends	4	11
5. Total interest from Massachusetts banks	5	
6a. Other interest and dividends to be excluded	6a	
6b. Part-year/Nonresidents only	6b	
7. Subtotal	7	11
8. Allowable deductions from your trade or business	8	
9. Subtotal	9	11

**Part 2. Short-Term Capital Gains/Losses and Long-Term Gains on Collectibles**

10. Massachusetts short-term capital gains	10	
11. Massachusetts long-term capital gains on collectibles and pre-1996 installment sales	11	
12. Massachusetts gain on the sale, exchange or involuntary conversion of property used in a trade or business and held for one year or less	12	
13a. Add lines 10 through 12	13a	
13b. Part-year/Nonresidents only	13b	
13c. Subtract line 13b from line 13a. Not less than 0	13c	
14. Allowable deductions from your trade or business	14	
15. Subtotal	15	
16. Massachusetts short-term capital losses	16	
17. Massachusetts loss on the sale, exchange or involuntary conversion of property used in a trade or business and held for one year or less	17	
18. Prior short-term unused losses for years beginning after 1981	18	


**2023 Form 1**

MA23001011022

**Massachusetts Resident Income Tax Return**
**FOR FULL YEAR RESIDENTS ONLY**

For the year January 1–December 31, 2023 or other taxable

Year beginning Ending

CAGATAY  
MELIKECAKAN  
CAKAN

MEDFIELD

MA 02052

Fill in if: Amended return Other jurisdiction change Enter date of change  
 Federal amendment Amended return due to IRS BBA Partnership Audit

**State Election Campaign Fund:**

Fill in if veteran of Operations Enduring Freedom, Iraqi Freedom, Noble Eagle or Sinai Peninsula

Taxpayer deceased

Fill in if under age 18

Fill in if name change

 a. Total federal income **137218**  
 b. Federal adjusted gross income **137218**
**1. Filing status (select one only):**

Single

 Married filing jointly

Married filing separate return NRA

Head of household

You are a custodial parent who has released claim to exemption for child(ren)

**2. Exemptions**

a. Personal exemptions

b. Number of dependents. (Do not include yourself or your spouse.) Enter number

**2**

2a

8800

2000

c. Age 65 or over before 2024

You + Spouse =

x \$1,000 =2b

x \$700 =2c

d. Blindness

You + Spouse =

x \$2,200 =2d

e. Medical/dental

2e

f. Adoption

2f

g. Total exemptions. Add items 2a through 2f. Enter here and on line 18

2g

10800

SIGN HERE. Under penalties of perjury, I declare that to the best of my knowledge and belief this return and enclosures are true, correct and complete.

Your signature

Date

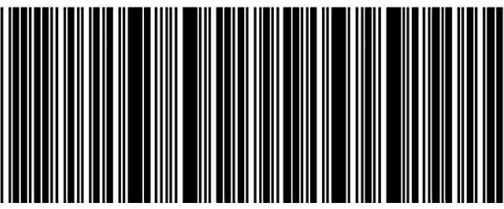
Spouse's signature

Date

@GMAIL.COM

781-

PRIVACY ACT NOTICE AVAILABLE UPON REQUEST



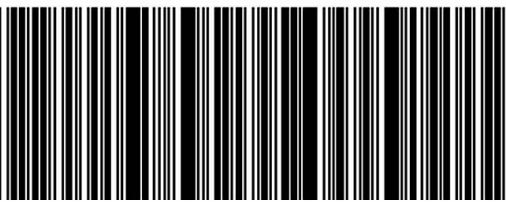
2023 Form 1, pg. 2

MA23001021022

## Massachusetts Resident Income Tax Return

3. Wages, salaries, tips	3	137218
4. Taxable pensions and annuities	4	
5. Mass. bank interest: a.	=5	
6a. Business/profession income/loss	6a	
6b. Farming income/loss	6b	
7. Rental, royalty and REMIC, partnership, S corp., trust income/loss	7	
8a. Unemployment	8a	
8b. Mass. lottery winnings	8b	
9. Other income from Schedule X, line 7	9	
<b>10. TOTAL 5.0% INCOME</b>	<b>10</b>	<b>137218</b>
11a. Amount paid to Soc. Sec. Medicare, R.R., U.S. or Mass. Retirement	11a	
11b. Amount your spouse paid to Soc. Sec., Medicare, R.R., U.S. or Mass. Retirement	11b	
12. Reserved for future use	12	
13. Reserved for future use	13	
14. Rental deduction. a.	÷ 2 = 14	
15. Other deductions from Schedule Y, line 19	15	
<b>16. Total deductions.</b> Add lines 11 through 15	16	
<b>17. 5.0% INCOME AFTER DEDUCTIONS.</b> Subtract line 16 from line 10. Not less than "0"	17	137218
18. Exemption amount	18	10800
<b>19. 5.0% INCOME AFTER EXEMPTIONS.</b> Subtract line 18 from line 17. Not less than "0"	19	126418
<b>20. INTEREST AND DIVIDEND INCOME</b>	20	
<b>21. TOTAL TAXABLE 5.0% INCOME.</b> Add lines 19 and 20	21	126418
<b>22. TAX ON 5.0% INCOME.</b> Note: If choosing the optional 5.85% tax rate, fill in and multiply line 21 and the amount in Schedule D, line 21 by .0585	22	6321
<b>23. INCOME FROM SCHEDULE B.</b> Not less than "0."		
a. x .085 = 23a		
b. x .12 = 23b		
<b>TOTAL TAX ON INCOME FROM SCHEDULE B.</b> Add lines 23a and 23b	<b>23</b>	

**BE SURE TO INCLUDE THIS PAGE WITH FORM 1, PAGE 1**



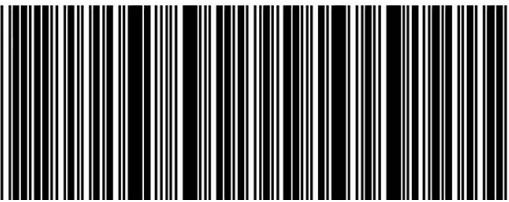
2023 Form 1, pg. 3

MA23001031022

## Massachusetts Resident Income Tax Return

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<b>24.</b>	<b>TAX ON LONG-TERM CAPITAL GAINS.</b> Not less than "0." Fill in if filing Schedule D-IS	<b>24</b>
Fill in if any excess exemptions were used in calculating lines 20, 23 or 24		
<b>25.</b>	Credit recapture amount (from Credit Recapture Schedule)	<b>25</b>
<b>26.</b>	Additional tax on installment sale	<b>26</b>
<b>27.</b>	If you qualify for No Tax Status, fill in and enter "0" on line 28	
<b>28.</b>	<b>TOTAL INCOME TAX.</b>	
a.	Income tax. Add lines 22 through 26	28a <b>6321</b>
b.	4% Surtax. (from Schedule 4% Surtax, line 7)	28b <b>0</b>
c.	Total tax. Add lines 28a and 28b	<b>28</b>
<b>29.</b>	Limited Income Credit	<b>29</b>
<b>30.</b>	Income tax due to another state or jurisdiction	<b>30</b>
<b>31.</b>	Other credits from Credit Manager Schedule	<b>31</b>
<b>32.</b>	<b>INCOME TAX AFTER CREDITS.</b> Subtract the total of lines 29 through 31 from line 28. Not less than "0"	<b>32</b>
<b>33.</b>	<b>Voluntary Contributions</b>	
a.	Endangered Wildlife Conservation	33a
b.	Organ Transplant Fund	33b
c.	Massachusetts Public Health HIV and Hepatitis Fund	33c
d.	Massachusetts U.S. Olympic Fund	33d
e.	Massachusetts Military Family Relief Fund	33e
f.	Homeless Animal Prevention and Care	33f
Total.	Add lines 33a through 33f	<b>33</b>
<b>34.</b>	Use tax due on Internet, mail order and other out-of-state purchases	<b>34</b>
<b>35.</b>	Health care penalty a. You + b. Spouse	<b>35</b>
<b>36.</b>	<b>Amended return only.</b> Overpayment from original return	<b>36</b>
<b>37.</b>	<b>INCOME TAX AFTER CREDITS PLUS CONTRIBUTIONS AND USE TAX.</b> Add lines 32 through 36	<b>37</b>
<b>38.</b>	a. Massachusetts income tax withheld from Form(s) W-2	38a
b.	Massachusetts income tax withheld from Form(s) 1099	38b
c.	Massachusetts income tax withheld from other forms	38c
Total.	Add lines 38a through 38c	<b>38</b>



2023 Form 1, pg. 4

MA23001041022

## Massachusetts Resident Income Tax Return

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RTN # account #

EX enclose  
Form M-2210

May the Department of Revenue discuss this return with the preparer shown here?

I do not want preparer to file my return electronically.

Print paid preparer's name  
**NAJMEH TORABI**

Paid preparer's signature  
**NAJMEH TORABI**

x

(this may delay your refund)

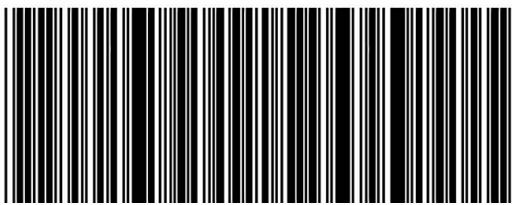
Date                      Check if self-employed  
**03162024**

Paid preparer's  
SCN/RTIN

Paid preparer's phone  
**816-504-1665**

Paid preparer's EIN  
**26-1355294**

**BE SURE TO INCLUDE THIS PAGE WITH FORM 1, PAGE 1**


**2023 Schedule DI**

MA23SDI011022

**CAGATAY****CAKAN**
**Schedule DI. Dependent Information**
**NEHIR  
DAUGHTER****CAKAN**

02042006

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

**EMIR  
SON****CAKAN**

12062007

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Is dependent a qualifying child for earned income credit?

Is dependent disabled?

Doc:1,508,990 08-23-2022 12:52  
Ctf#:208227

MASSACHUSETTS STATE EXCISE TAX  
Norfolk County Land Court  
Date: 08-23-2022 @ 12:52pm  
Ctl#: 336  
Fee: \$5,700.00 Cons: \$1,250,000.00

WILLIAM P. O'DONNELL ASSISTANT RECORDER  
NORFOLK COUNTY LAND COURT  
RECEIVED & RECORDED ELECTRONICALLY

## MASSACHUSETTS QUITCLAIM DEED

We, Todd Kathan and Rebecca Adams, being married to each other, of Medfield, Massachusetts,

For consideration paid, and in full consideration of **One Million Two Hundred Fifty Thousand and 00/100 (\$1,250,000.00) Dollars**

grant to **Melike Cakan and Cagatay Cakan**, wife and husband, as tenants by the entirety, now of [REDACTED], Medfield, MA 02052,

with Quitclaim covenants

The land with the buildings thereon in Medfield, Norfolk County, Massachusetts shown as Lot 63 (excepting Brastow Drive) on a plan by Ernest W. Branch, Inc., Surveyors, dated October 25, 1983, as approved by the Land Court and filed in the Land Registration Office of the Land Court as Plan No. 6961J, a copy of a portion of which is filed with the Norfolk Registry District with Certificate of Title No. 117678 in Book 589.

Said Lot 63 is conveyed subject to the rights of the public and others entitled thereto in and to those portions of Lot 63 lying within the bounds of [REDACTED] Street.

There is appurtenant to the above described land the right to use the streets and ways as set forth in Document No. 448387.

Said Lot 63 is conveyed subject to and with the benefit of the easements, rights, reservations and restrictions set forth in Document No. 543276 and as shown on the plan filed therewith.

This conveyance is made subject to and with the benefit of restrictions and easements of record so far as now in force and applicable.

Meaning and intending to convey the same premises conveyed to the herein named Grantors by deed dated July 25, 2011 and recorded with Norfolk County Registry of Deeds, Land Court Registration Office, as Document No. 1230662, as noted on Certificate of Title No. 182743.

The signatories to this document hereby waive and release any and all rights of homestead to the subject property and further state under the pains and penalties of perjury that there are no others entitled to the right of homestead in subject property.

**CLOSED END VEHICLE LEASE AGREEMENT**(SIMPLE INTEREST) WTI GENERIC CLD NTF DMS 01/2020  
(Assigned to CULA LLC.)DEAL# 169690  
CUST# 169690

This lease agreement ("Lease") is between the lessor listed at the bottom of the next page and the lessee listed immediately below. As used in this Lease the words "I", "me", or "my" refer to the lessee, "you" or "your" refer to the lessor and "we", "our" or "us" refer to both the lessee and lessor. I understand that the consumer lease disclosures made in this Lease are also made on behalf of ROCKLAND FCU and on behalf of CULA LLC to whom you intend to assign this Lease.

Lessee Name(s) CAGATAY CAKAN  
Address(s) MEDFIELD MA 02052

**AGREEMENT TO LEASE.** I will lease the vehicle described below under this Lease ("Vehicle"). Our obligations begin when we have signed this Lease. If the Vehicle is not delivered to me when we sign, you will use your best efforts to deliver it as soon as practicable. The Lease Term continues until the expiration of the number of months set forth in Paragraph 2 G (8) from execution of the Lease ("Lease Term").

New or Used	Year	Make	Model	Color	Vehicle Identification Number	Odometer	License Number
NEW	2023	JEEP	COMPASS	WHITE		12	

**2. FEDERAL CONSUMER LEASING ACT DISCLOSURES.**

A. Amount Due at Lease Signing or Delivery (Itemized below)*	B. Monthly Payments I will make <u>36</u> Monthly Payments under this Lease. My first Monthly Payment of \$ <u>509.27</u> is due when the Lease is signed. The second and subsequent Monthly Payments in the same amount** will be due commencing <u>05/11/2023</u> and on the same day of each succeeding month. The total of my Monthly Payments for the whole Lease Term is \$ <u>18333.72</u> . ** S <u>5884.27</u>	C. Other Charges (not part of my Monthly Payment) Turn-in Fee (if I do not purchase the Vehicle) \$ <u>450.00</u>	D. Total of Payments ** (The amount I will have paid to you by the end of the Lease) Total \$ <u>450.00</u> \$ <u>24158.72</u>
<b>*Itemization of Amount Due at Lease Signing or Delivery</b>			
E. Amount Due at Lease Signing or Delivery: (1) Capitalized Cost Reduction \$ <u>5250.00</u> (2) Tax on Capitalized Cost Reduction \$ <u>N/A</u> (3) First Monthly Payment \$ <u>509.27</u> (4) Current Year Registration/License Fees/Title Fees \$ <u>N/A</u> (5) DOC FEE AND TAX \$ <u>125.00</u> (6) Total \$ <u>5884.27</u>	F. How the Amount Due at Lease Signing or Delivery will be paid: (1) Net Trade-In Allowance \$ <u>N/A</u> (2) Rebates and Non-cash Credits \$ <u>3250.00</u> (3) Amounts to Be Paid in Cash \$ <u>2634.27</u>		

**G. My Monthly Payment is Determined as Shown Below:**

(1) Gross Capitalized Cost. The agreed upon value of the Vehicle (\$ <u>39476.00</u> ) and any items I pay for over the Lease Term (such as service contracts, insurance, and any outstanding prior credit or lease balance) .....	\$ <u>40471.00</u>
If I want an itemization of this amount, I may check this box. <input type="checkbox"/>	
(2) Capitalized Cost Reduction. The amount of any Net Trade In Allowance, Rebate, Non-cash Credit or Cash I pay that reduces the Gross Capitalized Cost .....	- \$ <u>5250.00</u>
(3) Adjusted Capitalized Cost. The amount used in calculating my Base Monthly Payment .....	= \$ <u>35221.00</u>
(4) Residual Value. The value of the Vehicle at the end of the Lease used in calculating my Base Monthly Payment .....	- \$ <u>22995.80</u>
(5) Depreciation and any Amortized Amounts. The amount charged for the Vehicle's decline in value through normal use and for other items paid over the Lease Term as part of the Base Monthly Payments .....	= \$ <u>12225.20</u>
(6) Rent Charge. The amount charged in the Base Monthly Payments in addition to the Depreciation and any Amortized Amounts .....	+ \$ <u>5029.96</u>
(7) Total of Base Monthly Payments. The Depreciation and any Amortized Amounts plus the Rent Charge .....	= \$ <u>17255.16</u>
(8) Lease Payments. The number of payments in my Lease .....	+ \$ <u>36</u>
(9) Base Monthly Payment .....	= \$ <u>479.31</u>
(10) Monthly Sales/Use Tax .....	+ \$ <u>29.96</u> **
(11) N/A .....	+ \$ <u>N/A</u>
(12) Total Monthly Payment ("Monthly Payment") .....	= \$ <u>509.27</u> **

H. Early Termination. I may have to pay a substantial charge if I end this Lease early. The charge may be up to several thousand dollars. The actual charge will depend on when the Lease is terminated. The earlier I end the Lease, the greater the charge is likely to be.

I. Excessive Wear and Use. I may be charged for excessive wear based on your standards for normal use and for mileage in excess of  15,000 miles  10000 miles per year at the rate of 15¢ per mile if the Residual Value is less than \$20,000. 20¢ per mile if the Residual Value is between \$20,000 and \$25,000. 25¢ per mile if the Residual Value exceeds \$25,000.

J. Purchase Option at End of Lease Term. I have the option to purchase the Vehicle AS IS, WHERE IS, at the end of the Lease Term for the Residual Value set forth in Section 2 G.4 which is the Lease Balance as described in Paragraph 5 assuming all payments are made on the exact scheduled date, plus a Purchase Option Fee of \$450 and applicable official fees and taxes.

K. Other Important Terms. See all pages of this Lease for additional information on early termination, purchase options and maintenance responsibilities, warranties, late and Default charges, insurance, and any security interest, if applicable.

\*\*These amounts are estimates because they are based on current tax rates.

Make check payable to:	Mail to:
Town of Medfield	Town of Medfield Collector's Office 459 Main St MEDFIELD, MA 02052
Tax Collector: Georgia K. Colivas Office Hours: M - W - Thurs 8:30 am - 4:30 pm Tues 8:30 am to 7:30 pm Fri 8:30 am to 1:00 pm	
See reverse side for important information. Class Residential Open Space Commercial Industrial Tax \$1000 13.80 13.80 13.80 13.80	
Interest at the rate of 14% per annum will accrue on overdue payments until payment is made	

Property Information			
Land Area	25,387 Square Feet		
Class	Value		
101	1,040,600		
Total Taxable Valuation: 1,040,600			
Special Assessments			

Bill No.	Bill Date	Fiscal Year
102092	12/31/2024	2025
Property Description and Location		
Location: [REDACTED]		
Parcel: 41-112		
Total Real Estate Tax		14,360.28
Total		14,360.28
Total Preliminary Tax		7,123.50
Payments Made		7,123.50
3rd Quarter Tax Due by Feb 3, 2025		3,618.39

Total Due February 03, 2025: 3,618.39

January 1st Owner of Parcel:  
CAKAN MELIKE

To avoid interest and penalties, your payment must be received at the Collector's Office before 4:30 on Monday, February 3, 2025

### TOWN OF MEDFIELD FISCAL YEAR 2025 REAL ESTATE TAX

3rd Quarter Actual

2025

### TAXPAYER RECEIPT Retain for your records

Make check payable to:	Mail to:
Town of Medfield	Town of Medfield Collector's Office 459 Main St MEDFIELD, MA 02052
Tax Collector: Georgia K. Colivas Office Hours: M - W - Thurs 8:30 am - 4:30 pm Tues 8:30 am to 7:30 pm Fri 8:30 am to 1:00 pm	
See reverse side for important information. Class Residential Open Space Commercial Industrial Tax \$1000 13.80 13.80 13.80 13.80	
Current Owner of Parcel: CAKAN MELIKE CAKAN CAGATAY [REDACTED] MEDFIELD, MA 02052	

Property Information			
Land Area	25,387 Square Feet		
Class	Value		
101	1,040,600		
Total Taxable Valuation: 1,040,600			
Special Assessments			

Bill No.	Bill Date	Fiscal Year
102092	12/31/2024	2025
Property Description and Location		
Location: [REDACTED]		
Parcel: 41-112		
Total Real Estate Tax		14,360.28
Total		14,360.28
Total Preliminary Tax		7,123.50
Payments Made		7,123.50
3rd Quarter Tax Due by Feb 3, 2025		3,618.39

Total Due February 03, 2025: 3,618.39

## Town of Medfield

Pay Your Tax Bill Online!

Please go to [www.town.medfield.net](http://www.town.medfield.net) and click on online bill pay.

Additional fees apply for credit card and on-line transactions. Please refer to the on-line fee schedule at [www.town.medfield.net](http://www.town.medfield.net). It's convenient and secure. For more information, please contact Georgia K. Colivas,

Treasurer/Collector at 508-906-3020

Return this portion with your payment

Make check payable to:	Mail to
Town of Medfield	Town of Medfield Collector's Office 459 Main St MEDFIELD, MA 02052
Tax Collector: Georgia K. Colivas Office Hours: M - W - Thurs 8:30 am - 4:30 pm Tues 8:30 am to 7:30 pm Fri 8:30 am to 1:00 pm	
See reverse side for important information.	
Class	Residential   Open Space   Commercial   Industrial
Tax \$1000	14.64      14.64      14.64      14.64
Interest at the rate of 14% per annum will accrue on overdue payments until payment is made.	

Property Information	
Land Area	25,387 Square Feet
Class	Value
101	949,800
Total Taxable Valuation: 949,800	
Special Assessments	

Bill No.	Bill Date	Fiscal Year
102092	12/31/2023	2024
Property Description and Location		
Location		
Parcel	41-112	
Total Real Estate Tax	13,905.07	
Total	13,905.07	
Total Preliminary Tax	6,479.00	
Payments Made	6,479.00	
3rd Quarter Tax Due by Feb 1, 2024	3,713.04	
Total Due February 01, 2024:		3,713.04

Current Owner of Parcel:  
CAKAN MELIKE  
CAKAN CAGATAY  
[REDACTED]  
MEDFIELD, MA 02052

January 1st Owner of Parcel:  
CAKAN MELIKE

To avoid interest and penalties, your payment must be received at the Collector's Office before 4:30 on Thursday, February 1, 2024

### TOWN OF MEDFIELD FISCAL YEAR 2024 REAL ESTATE TAX

3rd Quarter Actual

2024

**TAXPAYER RECEIPT**  
 Retain for your records

Make check payable to:	Mail to
Town of Medfield	Town of Medfield Collector's Office 459 Main St MEDFIELD, MA 02052
Tax Collector: Georgia K. Colivas Office Hours: M - W - Thurs 8:30 am - 4:30 pm Tues 8:30 am to 7:30 pm Fri 8:30 am to 1:00 pm	
See reverse side for important information.	
Class	Residential   Open Space   Commercial   Industrial
Tax \$1000	14.64      14.64      14.64      14.64
Current Owner of Parcel: CAKAN MELIKE CAKAN CAGATAY [REDACTED] MEDFIELD, MA 02052	

Property Information	
Land Area	25,387 Square Feet
Class	Value
101	949,800
Total Taxable Valuation: 949,800	
Special Assessments	

Bill No.	Bill Date	Fiscal Year
102092	12/31/2023	2024
Property Description and Location		
Location		
Parcel	41-112	
Total Real Estate Tax	13,905.07	
Total	13,905.07	
Total Preliminary Tax	6,479.00	
Payments Made	6,479.00	
3rd Quarter Tax Due by Feb 1, 2024	3,713.04	
Total Due February 01, 2024:		3,713.04

January 1st Owner of Parcel:  
CAKAN MELIKE

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## TOWN OF MEDFIELD 2023 FISCAL YEAR REAL ESTATE TAX

Make check payable to: Mail to:

Town of Medfield Town of Medfield  
Collector's Office  
459 Main St  
MEDFIELD, MA 02052

Tax Collector: Georgia K. Colivas  
Office Hours: M - W - Thurs 8:30 am - 4:30 pm  
Tues 8:30 am to 7:30 pm  
Fri 8:30 am to 1:00 pm

*See reverse side for important information*

Class	Residential	Open Space	Commercial	Industrial
Tax \$1000	15.43	15.43	15.43	15.43

Interest at the rate of 14% per annum will accrue on  
overdue payments until payment is made.

## Property Information

Land Area	25,387 Square Feet
Class	Value
101	824,300

Return this portion with your payment

Bill No.	Bill Date	Fiscal Year
102092	03/31/2023	2023

## Property Description and Location

Location
Parcel 41-112

Total Taxable Valuation	824,300
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## Special Assessments

Total Real Estate Tax	12,718.95
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Total	12,718.95
-------	-----------

Total Preliminary Tax	6,408.75
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Payments Made	9,563.85
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4th Quarter Tax Due by May 1, 2023	3,155.10
---------------------------------------	----------

Total Due May 01, 2023:	3,155.10
-------------------------	----------

## Current Owner of Parcel:

CAKAN MELIKE
CAKAN CAGATAY

MEDFIELD, MA 02052
--------------------

## January 1st Owner of Parcel:

KATHAN,TODD
-------------

To avoid interest and penalties, your payment must be received at the Collector's Office before 4:30 on Monday, May 1, 2023

## TOWN OF MEDFIELD FISCAL YEAR 2023 REAL ESTATE TAX

4th Quarter Actual

2023

TAXPAYER RECEIPT  
Retain for your records

Make check payable to: Mail to:

Town of Medfield Town of Medfield  
Collector's Office  
459 Main St  
MEDFIELD, MA 02052

Tax Collector: Georgia K. Colivas  
Office Hours: M - W - Thurs 8:30 am - 4:30 pm  
Tues 8:30 am to 7:30 pm  
Fri 8:30 am to 1:00 pm

*See reverse side for important information*

Class	Residential	Open Space	Commercial	Industrial
Tax \$1000	15.43	15.43	15.43	15.43

Current Owner of Parcel:  
CAKAN MELIKE  
CAKAN CAGATAY  
  
MEDFIELD, MA 02052

## Property Information

Land Area	25,387 Square Feet
Class	Value
101	824,300

Bill No.	Bill Date	Fiscal Year
102092	03/31/2023	2023

## Property Description and Location

Location
Parcel 41-112

Total Real Estate Tax	12,718.95
-----------------------	-----------

Total Taxable Valuation	824,300
-------------------------	---------

## Special Assessments

Total	12,718.95
-------	-----------

Total Preliminary Tax	6,408.75
-----------------------	----------

Payments Made	9,563.85
---------------	----------

4th Quarter Tax Due by May 1, 2023	3,155.10
---------------------------------------	----------

Total Due May 01, 2023:	3,155.10
-------------------------	----------

## Town of Medfield

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Treasurer/Collector at 508-906-3020

**MOTOR VEHICLE****PURCHASE CONTRACT**

EMAIL MDCAKAN@GMAIL.COM

MERCEDES-BENZ OF WESTWOOD  
425 PROVIDENCE HIGHWAY  
WESTWOOD, MA 02090  
781/691 5944

DEAL# 1703302  
CUST# 365754

PURCHASER'S NAME <b>CAGATAY CAKAN</b>		DATE <b>08/24/2022</b>	STOCK NO <b>NA804395</b>	SALES PERSON <b>MATTHEW WAUGH</b>
STREET ADDRESS <b>781-493-2521</b>		CITY/STATE/ZIP <b>MEDFIELD MA 02052 1309</b>		
CELL PHONE <b>781 [REDACTED]</b>		BUSINESS PHONE		
ONLINE <b>1</b>	NEW <input checked="" type="checkbox"/> USED <input type="checkbox"/>	FOR RENT USE <input type="checkbox"/> DEMO <input type="checkbox"/> LEASED USED <input type="checkbox"/>	POUCE <input type="checkbox"/> RENTAL <input type="checkbox"/>	REROULD INSURANCE TOTAL <input type="checkbox"/> TAXI <input type="checkbox"/>
Year <b>2022</b>	Make <b>MERCEDES BEN</b>	Model Name <b>GL350 4MATIC</b>	Body Style/Type <b>SUV</b>	Model No <b>GLE350W4</b> Standard <input type="checkbox"/> Automatic <input checked="" type="checkbox"/>
Color <b>4JGFB4KE [REDACTED]</b>	Color <b>Black</b>	Transmision <b>Auto</b>	Transmision <b>Standard (Speed)</b>	Transmision <b>Auto</b>
Trade In 1 Year <b>2022</b>	Trade In 2 Year <b>2022</b>	Trade In 3 Year <b>2022</b>	Trade In 4 Year <b>2022</b>	Trade In 5 Year <b>2022</b>
VIN <b>V.N</b>	Address <b>Garrison</b>	City/State/Zip <b>Cambridge</b>	Address <b>Cambridge</b>	City/State/Zip <b>Cambridge</b>
Accr. No. <b>[REDACTED]</b>	Check No. <b>[REDACTED]</b>	Accr. No. <b>[REDACTED]</b>	Check No. <b>[REDACTED]</b>	Accr. No. <b>[REDACTED]</b>
Balance Due \$ <b>N/A</b>	Balance Due \$ <b>N/A</b>	Additional Information Vehicle Purchased		
LIENHOLDER		LIENHOLDER		
Phone <b>[REDACTED]</b>	Phone <b>[REDACTED]</b>	Phone <b>[REDACTED]</b>	Phone <b>[REDACTED]</b>	Phone <b>[REDACTED]</b>
Address <b>[REDACTED]</b>	Address <b>[REDACTED]</b>	Address <b>[REDACTED]</b>	Address <b>[REDACTED]</b>	Address <b>[REDACTED]</b>
City/State/Zip <b>[REDACTED]</b>	City/State/Zip <b>[REDACTED]</b>	City/State/Zip <b>[REDACTED]</b>	City/State/Zip <b>[REDACTED]</b>	City/State/Zip <b>[REDACTED]</b>
BANK OF AMERICA				
Accr. No. <b>PO BOX 2759</b>	Agent Branch <b>JACKSONVILLE</b>	Address <b>[REDACTED]</b>	City <b>[REDACTED]</b>	State <b>[REDACTED]</b>
Zip <b>[REDACTED]</b>		Zip <b>[REDACTED]</b>	State <b>[REDACTED]</b>	Zip <b>[REDACTED]</b>
WARRANTY INFORMATION				
This vehicle comes an express warranty. You may obtain a written copy of such warranty from the dealer upon request.				
IN THE EVENT PURCHASER WISHES TO CANCEL THIS CONTRACT AFTER RECEIVING A COPY OF THE CONTRACT SIGNED BY AN AUTHORIZED DEALER REPRESENTATIVE, OR PURCHASER BREACHES THE CONTRACT, PURCHASER'S DEPOSIT IN THE AMOUNT OF \$ <b>30000.00</b> MAY BE RETAINED BY DEALER AS LIQUIDATED DAMAGES AS AN ALTERNATIVE. THE DEALER MAY ELECT TO EXERCISE OTHER LEGAL REMEDIES OR RIGHTS AND SEEK COMPENSATORY DAMAGES FOR PURCHASER'S WRONGFUL CANCELLATION OR BREACH.				
PURCHASER'S INITIALS [ ]		CO-PURCHASER'S INITIALS [ <b>N/A</b> ]		
This contract is not binding upon either Dealer or Purchaser until the following conditions are met:				
<ul style="list-style-type: none"> <li>(1) The contract is signed by Dealer or his/her authorized representative;</li> <li>(2) Purchaser provides Dealer with valid transfer of title for his/her trade-in vehicle. An "impaired title" is not acceptable unless disclosed in writing to Dealer by marking the appropriate designation within this contract before it is executed. "Impaired title" includes but is not limited to any title with a designation that the vehicle has had frame damage or it has previously been deemed "salvaged".</li> </ul>				
CUSTOMER ACKNOWLEDGES THAT THE DEPOSIT IS NON-REFUNDABLE. PURCHASER MAY CANCEL THIS CONTRACT AT ANY TIME BEFORE IT IS SIGNED BY AN AUTHORIZED DEALER REPRESENTATIVE. HOWEVER, THE DEPOSIT WILL NOT BE REFUNDED TO THE CUSTOMER. PURCHASER MUST GIVE WRITTEN NOTICE OF CANCELLATION TO THE DEALER.				
<p>If this contract covers a used car, the information you see on the window for this vehicle is part of this contract. Information on the window form overrides any contrary provisions in the contract of sale.</p> <p><b>ATTENTION PURCHASER:</b> If you have mechanical or operating problems or if this vehicle does not pass a Massachusetts safety inspection within seven days of purchase, you should notify the dealer immediately. He may be required to fix the vehicle or refund your money. This vehicle is covered by the implied warranties of merchantability and fitness for a particular purpose. THESE IMPLIED WARRANTIES ARE IN ADDITION TO ANY OTHER WARRANTIES GIVEN BY THE DEALER.</p> <p>All provisions of this contract that are prohibited by applicable law shall be ineffective solely to the extent of such prohibition without invalidating the other provisions of this contract. In the event that the Purchaser and the Seller enter into a retail installment contract for the financing of the purchase of the vehicle, the terms of the retail installment contract will control any inconsistencies between this contract and the retail installment contract.</p>				
Approved Authorized Dealer Representative				